THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10684 of 2006

Dated: 28-09-2006

Between:

Koppala Lakshmiand others.

..... PETITIONERS

AND

The Mandal Revenue Officer, Visakhapatnam, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.10684 of 2006

ORDER:

The petitioners are residents of Bakkannapalem Village, Madhuravada, Visakhapatnam. It is alleged that petitioner Nos.1 and 2 jointly are in possession of land admeasuring Ac.0.75 cents and petitioner No.3 is possession of Ac.0.75 cents in survey No.38 situated at Bakkannapalem Village, Madhuravada, Visakhapatnam, and have raised cashew nut trees and vegetables therein. They alleged that in first week of May, 2006, the officials from the office of respondent No.1 threatened dispossess without due process of law. Therefore, they filed instant writ petition seeking a writ of Mandamus declaring the action of respondents in trying to dispossess them as illegal and arbitrary.

After hearing the learned counsel for the petitioners and the learned Assistant Government Pleader for Revenue (General), this Court is of the considered opinion that the writ petition is filed on mere apprehension without there being any proper cause of action. However, there is no manner of doubt in the mind of this Court that if for any reason the petitioners have to be evicted from the land, respondent No.1 will issue notice informing the reasons for eviction and afford opportunity to them to show cause such notice. This observation would be sufficient redressal for the petitioners.

The writ petition, with the above observation, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

28th September, 2006

ghn